

Exhibit 12

**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 5.1.1
Western Division**

Bergstrom, Inc.

Plaintiff,

v.

Case No.: 3:12-cv-50254

Honorable Matthew F. Kennelly

Idle Free Systems, Inc.

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Thursday, March 21, 2013:

MINUTE entry before Honorable Matthew F. Kennelly: Motion to stay [30] is granted. Matter is stayed pending the PTAB proceedings. Claim construction hearing set for 10/4/2013 is vacated. ; Civil case terminated. (or,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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MAHONEY,PATENT PROGRAM,TERMED

United States District Court
Northern District of Illinois – CM/ECF LIVE, Ver 5.1.1 (Rockford)
CIVIL DOCKET FOR CASE #: 3:12-cv-50254

Bergstrom, Inc. v. Idle Free Systems, Inc.
Assigned to: Honorable Matthew F. Kennelly
Referred to: Honorable P. Michael Mahoney
Cause: 35:271 Patent Infringement

Date Filed: 07/05/2012
Date Terminated: 03/21/2013
Jury Demand: Both
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

Bergstrom, Inc.

represented by **Scott D. Sherwin**
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ATTORNEY TO BE NOTICED

V.

Defendant

Idle Free Systems, Inc.

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ATTORNEY TO BE NOTICED

Counter Claimant

Idle Free Systems, Inc.

represented by **Allen A Arntsen**
(See above for address)
ATTORNEY TO BE NOTICED

Ruben Jose Rodrigues
(See above for address)
ATTORNEY TO BE NOTICED

V.

Counter Defendant**Bergstrom, Inc.**represented by **Scott D. Sherwin**
(See above for address)
*ATTORNEY TO BE NOTICED***Jason C. White**
(See above for address)
*ATTORNEY TO BE NOTICED***Counter Claimant****Idle Free Systems, Inc.**represented by **Allen A Arntsen**
(See above for address)
*ATTORNEY TO BE NOTICED***Ruben Jose Rodrigues**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Counter Defendant**Bergstrom, Inc.**represented by **Scott D. Sherwin**
(See above for address)
*ATTORNEY TO BE NOTICED***Jason C. White**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/05/2012	<u>1</u>	COMPLAINT filed by Bergstrom, Inc. <input type="checkbox"/> Jury Demand. Filing fee <input type="checkbox"/> 350, receipt number 0752-7320504. (White, Jason) Modified on 7/6/2012 (jat,). (Exhibit to Complaint <u>7</u>) (Entered: 07/05/2012)
07/05/2012	<u>2</u>	CIVIL Cover Sheet (White, Jason) (Entered: 07/05/2012)
07/05/2012	<u>3</u>	ATTORNEY Appearance for Plaintiff Bergstrom, Inc. by Jason C. White (White, Jason) (Entered: 07/05/2012)
07/05/2012	<u>4</u>	ATTORNEY Appearance for Plaintiff Bergstrom, Inc. by Scott D. Sherwin (Sherwin, Scott) (Entered: 07/05/2012)
07/05/2012	<u>5</u>	NOTIFICATION of Affiliates pursuant to Local Rule 3.2 by Bergstrom, Inc. (White, Jason) (Entered: 07/05/2012)
07/05/2012	<u>6</u>	Notice of Patent Claim by Bergstrom, Inc. (White, Jason) (Entered: 07/05/2012)
07/05/2012		THIS matter is referred to the Hon. P. Michael Mahoney pursuant to Internal Operating Procedure 11(d). Case assigned to District Judge Frederick J. Kapala. (jat,) (Entered: 07/05/2012)
07/05/2012	<u>7</u>	Exhibit A to the Complaint <u>1</u> by Bergstrom, Inc. (Sherwin, Scott) (Entered: 07/05/2012)
07/20/2012	<u>8</u>	MINUTE entry before Honorable Frederick J. Kapala: The Clerk is to arrange for this case to be transferred to the Patent Case Pilot Program. Electronic notice (jat,) (Entered: 07/20/2012)
08/01/2012	<u>9</u>	ELECTIVE COMMITTEE ORDER: It appearing that 12 C 50254, Bergstrom, Inc. v. Idle Free Systems, Inc., pending before the Hon. Frederick J. Kapala, has been identified for transfer to the Patent Case Pilot Program in which this Court is

		participating, therefore It is hereby ordered that 12 C 50254, Bergstrom, Inc. v. Idle Free Systems, Inc., is to be reassigned by lot to one of the district judges participating in the pilot program. Case reassigned to the Honorable Matthew F. Kennelly for all further proceedings. Signed by Executive Committee on 08/01/12. (ef,) (Entered: 08/01/2012)
09/04/2012	<u>10</u>	MINUTE entry before Honorable Matthew F. Kennelly: Initial status hearing is set to 9:00 a.m. on 10/2/12 before Judge Kennelly, in Chambers, Room 2188. Parties are to review and comply with Judge Kennelly's standing initial order, which may be found on his web page, located at http://www.ilnd.uscourts.gov/home/Judges.aspx In addition, counsel are to submit by no later than 10/1/12 a completed copy of Local Patent Rules Appendix A. Counsel for plaintiff(s) are ordered to cause a copy of this order to be delivered forthwith to each defendant in the same manner that summons has been or is being served on each defendant. (mk) (Entered: 09/04/2012)
09/21/2012		SUMMONS Issued as to Defendant Idle Free Systems, Inc. (jn,) (Entered: 09/21/2012)
09/27/2012	<u>11</u>	ATTORNEY Appearance for Defendant Idle Free Systems, Inc. by Ruben Jose Rodrigues (Rodrigues, Ruben) (Entered: 09/27/2012)
09/27/2012	<u>12</u>	MOTION for Leave to Appear Pro Hac Vice Filing fee \$50, receipt number 0752-7597932. (Arntsen, Allen) (Entered: 09/27/2012)
09/28/2012	<u>13</u>	NOTICE of Motion by Allen A Arntsen for presentment of motion to appear pro hac vice <u>12</u> before Honorable Matthew F. Kennelly on 10/2/2012 at 09:30 AM. (Arntsen, Allen) (Entered: 09/28/2012)
10/01/2012	<u>14</u>	REPORT of Rule 26(f) Planning Meeting (White, Jason) (Entered: 10/01/2012)
10/01/2012	<u>17</u>	MINUTE entry before Honorable Matthew F. Kennelly: The motion <u>12</u> of Allen Arstsen for leave to appear pro hac vice is granted. Mr. Arntsen is directed to contact the Clerk's office to establish an e-filing account in this district. The motion hearing date of 10/2/2012 is vacated. Mailed notice (np,) (Entered: 10/02/2012)
10/02/2012	<u>15</u>	MINUTE entry before Honorable Matthew F. Kennelly: Status hearing pursuant to Rule 16(b) held with attorneys for both sides. Telephone status hearing continued to 12/4/2012 at 09:00 AM. (or,) (Entered: 10/02/2012)
10/02/2012	<u>16</u>	MINUTE entry before Honorable Matthew F. Kennelly: The Court enters the following schedule pursuant to this District's Local Patent Rules (LPR): 11/19/12 – Rule 26(a)(1) disclosures, LPR 2.1 disclosures, and fact discovery begins 12/3/12 – LPR 2.2 disclosures 12/17/12 – LPR 2.3 & 2.4 disclosures 12/31/12 – LPR 2.5 disclosures 1/4/29/13 – LPR 3.1 disclosures 1/5/27/13 – LPR 3.2 disclosures 1/5/27/13 – last day to seek stay based on reexamination 1/6/10/13 – exchange of proposed claim terms per LPR 4.1 1/6/17/13 – meet and confer per LPR 4.1 1/7/8/13 – fact discovery closes per LPR 1.3 claim construction briefs are due 7/15/13 for party opposing infringement, 8/12/13 for party claiming infringement, and 8/26/13 for reply joint claim construction chart per LPR 4.2(f) is due 9/2/13. Claim construction hearing is set to 10/4/13 at 9:30 a.m. The Court calls the parties' attention to its decision in Illinois Computer Research, LC v. Harpo Productions, Inc., 2010 WL 2136665 (May 26, 2010). (mk) (Entered: 10/02/2012)
10/03/2012	<u>18</u>	SUMMONS Returned Executed by Bergstrom, Inc. as to Idle Free Systems, Inc. on 9/24/2012, answer due 10/15/2012. (White, Jason) (Entered: 10/03/2012)
10/05/2012	<u>19</u>	First AMENDED complaint by Bergstrom, Inc. against Idle Free Systems, Inc. (Attachments: <u>1</u> Exhibit A)(White, Jason) (Entered: 10/05/2012)
10/19/2012	<u>20</u>	ANSWER to amended complaint , COUNTERCLAIM filed by Idle Free Systems, Inc. against Bergstrom, Inc. . by Idle Free Systems, Inc. (Attachments: <u>1</u> Exhibit 1, <u>2</u> Exhibit 2, <u>3</u> Notice of Affiliates / Disclosure Statement)(Rodrigues, Ruben) (Entered: 10/19/2012)
11/05/2012	<u>21</u>	MOTION by Plaintiff Bergstrom, Inc., Counter Defendant Bergstrom, Inc. to dismiss <i>Idle Free's Counterclaim and Strike Its Affirmative Defense of Inequitable</i>

		<i>Conduct & Unenforceability</i> (Attachments: <u>□1</u> Exhibit 1, <u>□2</u> Exhibit 2)(White, Jason) (Entered: 11/05/2012)
11/05/2012	<u>22</u>	NOTICE of Motion by Jason C. White for presentment of motion to dismiss, <u>21</u> before Honorable Matthew F. Kennelly on 11/8/2012 at 09:30 AM. (White, Jason) (Entered: 11/05/2012)
11/08/2012	<u>23</u>	MINUTE entry before Honorable Matthew F. Kennelly: Motion to dismiss, <u>21</u> is entered and continued to 12/3/2012. Defendant has to and including 11/27/2012 to file amended answer and counterclaim, or response to motion to dismiss. Status hearing set for 12/3/2012 at 09:00 AM., with parties by telephone. Parties are to initiate the call to chambers, at 312/435-5618. (or,) (Entered: 11/09/2012)
11/27/2012	<u>24</u>	<i>FIRST AMENDED ANSWER</i> to Complaint with Jury Demand , COINTERCLAIM filed by Idle Free Systems, Inc. against Bergstrom, Inc. . by Idle Free Systems, Inc. (Attachments: <u>□1</u> Exhibit 1, <u>□2</u> Exhibit 2, <u>□3</u> Exhibit 3, <u>□4</u> Exhibit 4, <u>□5</u> Exhibit 5)(Rodrigues, Ruben) (Entered: 11/27/2012)
12/03/2012	<u>25</u>	MINUTE entry before Honorable Matthew F. Kennelly: Telephone status hearing held with attorneys for both sides. Telephone hearing continued to 2/5/2013 at 9:30 Am. Motion to dismiss and strike is <u>21</u> terminated based on filing of amended answer and counterclaim. (or,) (Entered: 12/03/2012)
12/10/2012	<u>26</u>	MOTION by Plaintiff Bergstrom, Inc., Counter Defendants Bergstrom, Inc., Bergstrom, Inc. for extension of time – <i>AGREED</i> (Sherwin, Scott) (Entered: 12/10/2012)
12/10/2012	<u>27</u>	NOTICE of Motion by Scott D. Sherwin for presentment of extension of time <u>26</u> before Honorable Matthew F. Kennelly on 12/13/2012 at 09:30 AM. (Sherwin, Scott) (Entered: 12/10/2012)
12/12/2012	<u>28</u>	MINUTE entry before Honorable Matthew F. Kennelly: Agreed motion to extend specific dates is granted. All other dates and deadlines not specifically referenced in the motion remain in effect. The motion hearing date of 12/13/12 is vacated. Mailed notice. (mr,) (Entered: 12/13/2012)
12/14/2012	<u>29</u>	RESPONSE by Plaintiff Bergstrom, Inc. to answer to complaint, counterclaim,, <u>24</u> (White, Jason) (Entered: 12/14/2012)
02/04/2013	<u>30</u>	MOTION by Defendant Idle Free Systems, Inc. to stay <i>Inter Partes Review of All Claims of Asserted Patent</i> (Attachments: <u>□1</u> Exhibit A, <u>□2</u> Exhibit B, <u>□3</u> Exhibit C, <u>□4</u> Exhibit D, <u>□5</u> Exhibit E, <u>□6</u> Exhibit F, <u>□7</u> Exhibit G, <u>□8</u> Exhibit H, <u>□9</u> Exhibit I)(Rodrigues, Ruben) (Entered: 02/04/2013)
02/04/2013	<u>31</u>	NOTICE of Motion by Ruben Jose Rodrigues for presentment of motion to stay, <u>30</u> before Honorable Matthew F. Kennelly on 2/7/2013 at 09:30 AM. (Rodrigues, Ruben) (Entered: 02/04/2013)
02/05/2013	<u>32</u>	MINUTE entry before Honorable Matthew F. Kennelly: Neither side called in as ordered for the telephone status hearing that had been set for 9:00 AM today. The status hearing is continued to 2/7/2013 at 9:00 AM, and the motion hearing scheduled by counsel for 9:30 AM on that date is advanced to 9:00 AM. Counsel for both sides are ordered to appear in person. (mk) (Entered: 02/05/2013)
02/07/2013	<u>33</u>	MINUTE entry before Honorable Matthew F. Kennelly: Rule 16(b) status hearing held with attorneys for both sides. Response to defendant/counter-claimant Idle Free Systems, Inc. s motion to stay, <u>30</u> is to be filed by 2/21/2013 reply due by 3/7/2013. Ruling 3/11/2013 at 9:30 a.m. Mailed notice (meg,) (Entered: 02/07/2013)
02/21/2013	<u>34</u>	RESPONSE by Bergstrom, Inc.in Opposition to MOTION by Defendant Idle Free Systems, Inc. to stay <i>Inter Partes Review of All Claims of Asserted Patent</i> <u>30</u> (Attachments: <u>□1</u> Exhibit A)(White, Jason) (Entered: 02/21/2013)
03/07/2013	<u>35</u>	REPLY by Idle Free Systems, Inc. to response in opposition to motion <u>34</u> (Attachments: <u>□1</u> Exhibit A)(Rodrigues, Ruben) (Entered: 03/07/2013)

03/09/2013	<u>36</u>	MINUTE entry before Honorable Matthew F. Kennelly: The Court advised counsel on 2/7/2013 that the ruling date on defendant's motion to stay would be 3/21/2013, but the order thereafter entered erroneously set the ruling date for 3/11/2013. The purported ruling date of 3/11/2013 is vacated and reset to 3/21/2013 at 09:30 AM. (mk) (Entered: 03/09/2013)
<u>03/21/2013</u>	<u>37</u>	MINUTE entry before Honorable Matthew F. Kennelly: Motion to stay <u>30</u> is granted. Matter is stayed pending the PTAB proceedings. Claim construction hearing set for 10/4/2013 is vacated. Civil case terminated. (or,) (Entered: 03/21/2013)